

<b>United States Bankruptcy Court</b>		<b>INVOLUNTARY PETITION</b>
MIDDLE District of NORTH CAROLINA		
IN RE (Name of Debtor - If Individual: Last, First, Middle)  Zachary T. Bynum, III	ALL OTHER NAMES used by debtor in the last 6 years (Include married, maiden, and trade names.)	
LAST FOUR DIGITS OF SOC. SEC. NO./Complete EIN or other TAX I.D. NO. (If more than one, state all.)		
STREET ADDRESS OF DEBTOR (No. and street, city, state, and zip code)  830 Oaklawn Avenue Winston-Salem, NC 27104	MAILING ADDRESS OF DEBTOR (If different from street address)	
COUNTY OF RESIDENCE OR PRINCIPAL PLACE OF BUSINESS  Forsyth		
LOCATION OF PRINCIPAL ASSETS OF BUSINESS DEBTOR (If different from previously listed addresses)		
CHAPTER OF BANKRUPTCY CODE UNDER WHICH PETITION IS FILED  <input checked="" type="checkbox"/> Chapter 7 <input type="checkbox"/> Chapter 11		
<b>INFORMATION REGARDING DEBTOR (Check applicable boxes)</b>		
Petitioners believe: <input type="checkbox"/> Debts are primarily consumer debts <input checked="" type="checkbox"/> Debts are primarily business debts		TYPE OF DEBTOR <input checked="" type="checkbox"/> Individual <input type="checkbox"/> Stockbroker <input type="checkbox"/> Partnership <input type="checkbox"/> Commodity Broker <input type="checkbox"/> Corporation <input type="checkbox"/> Railroad <input type="checkbox"/> Other: _____
BRIEFLY DESCRIBE NATURE OF BUSINESS  Attorney		
<b>VENUE</b>	<b>FILING FEE (Check one box)</b>	
<input checked="" type="checkbox"/> Debtor has been domiciled or has had a residence, principal place of business, or principal assets in the District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District.	<input checked="" type="checkbox"/> Full Filing Fee attached	
<input type="checkbox"/> A bankruptcy case concerning debtor's affiliate, general partner or partnership is pending in this District.	<input type="checkbox"/> Petitioner is a child support creditor or its representative, and the form specified in § 304 (g) of the Bankruptcy Reform Act of 1994 is attached	
<b>PENDING IN OR AFFILIATE OF</b>		
Name of Debtor		
Relationship		
<b>ALL (Check all that apply)</b>		
1. <input checked="" type="checkbox"/> Petitioner(s) are eligible to file this		
2. <input checked="" type="checkbox"/> The debtor is a person against whom a judgment, order, or decree of the United States Code.		
3.a. <input checked="" type="checkbox"/> The debtor is generally not paying such debts as the subject of a bona fide debt.		
b. <input type="checkbox"/> Within 120 days preceding the filing of this petition, receiver, or agent appointed or authorized to take charge of less than substantially all of the property of the debtor for the purpose of enforcing a lien against such property, was appointed or took possession.		

UNITED STATES BANKRUPTCY COURT  
Middle District North Carolina

RECEIPT

# 050038576 - HR  
11:46 AM, March 19, 2004

Code	Qty	Amount
07	1	\$209.00

**TOTAL PAID: \$209.00**From: Daniel C Bruton  
100 N Cherry St  
P O Box 21029 Involuntary 04-50795  
Winston-Salem, NC 27120-1029

FORM 5 Involuntary Petition  
(6/92)Name of Debtor Zachary T. Bynum, IIICase No. \_\_\_\_\_  
(court use only)**TRANSFER OF CLAIM**☐ Check this box if there has been a transfer of any claim against the debtor by or to any petitioner. Attach all documents evidencing the transfer and any statements that are required under Bankruptcy Rule 1003(a).**REQUEST FOR RELIEF**

Petitioner(s) request that an order for relief be entered against the debtor under the chapter of title 11, United States Code, specified in this petition.

Petitioner(s) declare under penalty of perjury that the foregoing is true and correct according to the best of their knowledge, information, and belief.

X See attached.

Signature of Petitioner or Representative (State title)

Name of Petitioner


Date Signed

Name &amp; Mailing

Address of Individual

Signing in Representative

Capacity

X   
Signature of Attorney

Date

Daniel C. Bruton

Name of Attorney Firm (If any)

P.O. Box 21029

Address

Winston-Salem, NC 27120-1029

Telephone No.

(336) 722-3700X

Signature of Petitioner or Representative (State title)

Name of Petitioner

Date Signed

Name &amp; Mailing

Address of Individual

Signing in Representative

Capacity

X

Signature of Attorney

Date

Name of Attorney Firm (If any)

Address

Telephone No.

X

Signature of Petitioner or Representative (State title)

Name of Petitioner

Date Signed

Name &amp; Mailing

Address of Individual

Signing in Representative

Capacity

X

Signature of Attorney

Date

Name of Attorney Firm (If any)

Address

Telephone No.

**PETITIONING CREDITORS**

Name and Address of Petitioner <u>See Attached</u>	Nature of Claim	Amount of Claim
Name and Address of Petitioner	Nature of Claim	Amount of Claim
Name and Address of Petitioner	Nature of Claim	Amount of Claim
Note: If there are more than three petitioners, attach additional sheets with the statement under penalty of perjury, each petitioner's signature under the statement and the name of attorney and petitioning creditor information in the format above.		Total Amount of Petitioners' Claims

\_\_\_\_ continuation sheets attached

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA  
WINSTON-SALEM DIVISION

IN RE:

ZACHARY T. BYNUM, III

Debtor.

)  
)  
)  
)  
)

**04-50795**

Case No. \_\_\_\_\_

Chapter 7

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INVOLUNTARY BANKRUPTCY PETITION UNDER CHAPTER 7

1. Petitioners, (1), Michael Bozynski and Catherine Bozynski (2) Chad Jarvis and Lisa Jarvis, (3) Gregory Brewer and Jacqueline Brewer, and (4) Moises E. Flores DeValgaz and Delores DeValgaz, are creditors of Zachary T. Bynum, III (hereinafter the "Debtor"), holding claims against the Debtor, not contingent as to liability or the subject of a bona fide dispute, amounting in the aggregate, in excess of the value of any lien held by any of the above-named petitioning creditors (hereinafter the "Petitioners") on the Debtor's property securing such claims, at least Ten Thousand Dollars (\$10,000.00).

2. The nature and amount of the claims of the Petitioners are as follows:

(a) Michael Bozynski and Catherine Bozynski are unsecured creditors of the Debtor in an amount in excess of \$480,000, plus interest, costs, and attorneys fees.

(b) Chad Jarvis and Lisa Jarvis are unsecured creditors of the Debtor in an amount in excess of \$144,000, plus interest, costs, and attorneys fees.

(c) Gregory Brewer and Jacqueline Brewer are unsecured creditors of the Debtor in an amount in excess of \$333,000, plus interest, costs, and attorneys fees.

(d) Moises E. Flores DeValgaz and Delores DeValgaz are unsecured creditors of the Debtor in an amount in excess of \$183,000, plus interest, costs, and attorneys fees.

3. Upon information and belief, the Debtor's residence and principal place of business has been within this district for the 180 days preceding the filing of this Petition.

4. Upon information and belief, the Debtor is a person against whom an order for relief may be entered under Title 11 of the United States Code.

5. The Debtor is generally not paying the debts of the Debtor as they become due.

(a) Michael Bozyski and Catherine Bozyski, Moises E. Flores DeValgaz and Delores DeValgaz, Chad Jarivs and Lisa Jarvis, and Gregory Brewer and Jacqueline Brewer are all owed monies by the Debtor that are past due.

(b) Upon information and belief, there may be numerous other debts owed by the Debtor that are past due.


WHEREFORE, the Petitioners respectfully request the Court that:

1. An Order for Relief be entered against Zachary T. Bynum, III under Chapter 7 of Title 11 of the United States Code;

2. A preliminary or temporary trustee for the Debtor be appointed by the Court; and

3. The Court grant such other and further relief as the Court deems just and proper.

This the 19th day of March, 2004.



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Daniel C. Bruton  
State Bar No. 22440

Attorney for Michael Bozyski and  
Catherine Bozyski, Chad Jarvis and Lisa  
Jarvis, Gregory Brewer and Jacqueline  
Brewer, and Moises E. Flores DeValgaz and  
Delores DeValgaz

OF COUNSEL:

BELL, DAVIS & PITT, P.A.  
100 North Cherry Street, Suite 600  
P. O. Box 21029  
Winston-Salem, NC 27120-1029  
(336) 722-3700

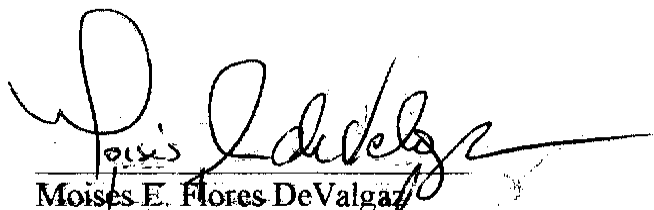
STATE OF NORTH CAROLINA )

COUNTY OF FORSYTH )

VERIFICATION

I, Moises E. Flores DeValgaz, one of the Petitioners named in the foregoing Petition, declare under penalty of perjury that, with respect to the claim of Moises E. Flores DeValgaz and Delores DeValgaz, the foregoing is true and correct according to the best of my knowledge, information, and belief.

This the 17<sup>th</sup> day of March, 2004.

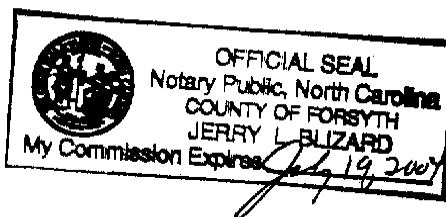
  
Moises E. Flores DeValgaz

Sworn to and subscribed before me this  
the 17<sup>th</sup> day of March, 2004.

  
Notary Public

My commission expires:

July 19, 2004



STATE OF NORTH CAROLINA )

COUNTY OF FORSYTH )

VERIFICATION

I, Moises E. Flores DeValgaz, one of the Petitioners named in the foregoing Petition, declare under penalty of perjury that, with respect to the claim of Moises E. Flores DeValgaz and Delores DeValgaz, the foregoing is true and correct according to the best of my knowledge, information, and belief.

This the 16 day of March, 2004.

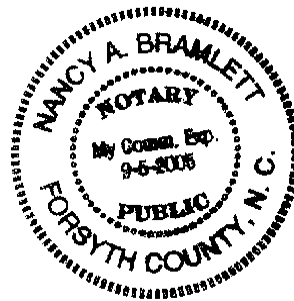
Delores DeValgaz  
Delores DeValgaz

Sworn to and subscribed before me this  
the 16 day of March, 2004.

Nancy A. Bramlett  
Notary Public

My commission expires:

Sept. 5, 2005

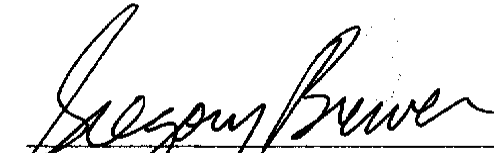


STATE OF NORTH CAROLINA )  
 )  
COUNTY OF FORSYTH )

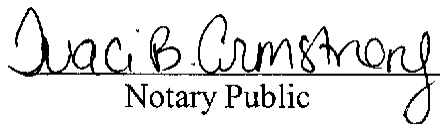
VERIFICATION

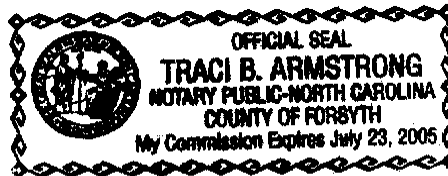
I, Gregory Brewer, one of the Petitioners named in the foregoing Petition, declare under penalty of perjury that, with respect to the claim of Gregory Brewer and Jacqueline Brewer, the foregoing is true and correct according to the best of my knowledge, information, and belief.

This the 16 day of March, 2004.

  
\_\_\_\_\_  
Gregory Brewer

Sworn to and subscribed before me this  
the 16 day of March, 2004.

  
\_\_\_\_\_  
Notary Public



My commission expires:

July 23 2005



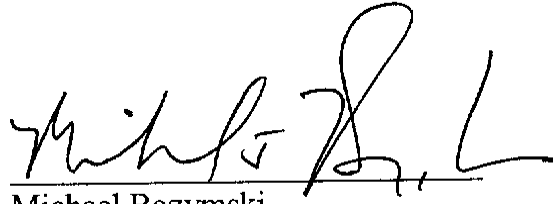
JULY 23, 2005

STATE OF NORTH CAROLINA       )  
  )  
COUNTY OF FORSYTH            )

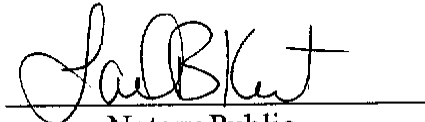
VERIFICATION

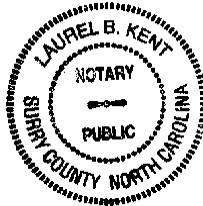
I, Michael Bozyski, one of the Petitioners named in the foregoing Petition, declare under penalty of perjury that, with respect to the claim of Michael Bozyski, the foregoing is true and correct according to the best of my knowledge, information, and belief.

This the 15<sup>th</sup> day of March, 2004.

  
Michael Bozyski

Sworn to and subscribed before me this  
the 15<sup>th</sup> day of March, 2004.

  
Notary Public



My commission expires:

02-04-06

STATE OF NORTH CAROLINA           )  
COUNTY OF FORSYTH         )

## VERIFICATION

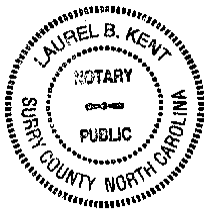
I, Catherine Bozynski, one of the Petitioners named in the foregoing Petition, declare under penalty of perjury that, with respect to the claim of Michael Bozynski and Cathy Bozynsky, the foregoing is true and correct according to the best of my knowledge, information, and belief.

This the 15 day of March, 2004.

Catherine Bozymski  
Catherine Bozymski

Sworn to and subscribed before me this  
the 15<sup>th</sup> day of March, 2004.

John B. Kent  
Notary Public



My commission expires:

02-04-06

STATE OF NORTH CAROLINA                    )  
  )  
COUNTY OF FORSYTH                        )                   VERIFICATION

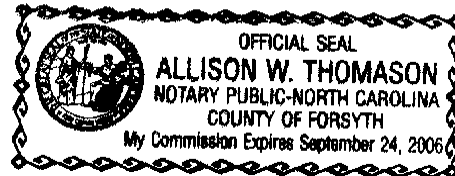
I, Lisa Jarvis, one of the Petitioners named in the foregoing Petition, declare under penalty of perjury that, with respect to the claims of Chad Jarvis and Lisa Jarvis, the foregoing is true and correct according to the best of my knowledge, information, and belief.

This the 12<sup>th</sup> day of March, 2004.

Lisa Jarvis  
Lisa Jarvis

Sworn to and subscribed before me this  
the 12 day of March, 2004.

Allison W. Thomason  
Notary Public



My commission expires:

9/24/2006

STATE OF NORTH CAROLINA       )  
  )  
COUNTY OF FORSYTH            )

VERIFICATION

I, Chad Jarvis, one of the Petitioners named in the foregoing Petition, declare under penalty of perjury that, with respect to the claims of Chad Jarvis and Lisa Jarvis, the foregoing is true and correct according to the best of my knowledge, information, and belief.

This the 12<sup>th</sup> day of March, 2004.

Chad Jarvis  
Chad Jarvis

Sworn to and subscribed before me this  
the 12 day of March, 2004.

Allison W. Thomason  
Notary Public

My commission expires:

9/24/2006

